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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF WASHINGTON

10 UNITED STATES OF AMERICA,

Case No.: 2:22-cr-00157-TOR-1

11
12 Plaintiff,

Motion for Detention

13 v.

14 ZACHARY L. HOLT,

15
16 Defendant.

17
18 The United States moves for pretrial detention of the Defendant, pursuant to
19 18 U.S.C. § 3142(e) and (f).

20 1. Eligibility of Case
21

22 This case is eligible for a detention order because the case involves (check
23 one or more):

24 ☒ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which
25 includes any felony under Chapter 77, 109A, 110 and 117);
26

27 ☐ A violation of 18 U.S.C. § 1591;
28

1 ☐ An offense listed in 18 U.S.C. § 2332b(g)(5)(B) with maximum
2 penalty of 10 years or more;
3

4 ☒ Maximum penalty of life imprisonment or death;
5

6 ☐ Drug offense with maximum penalty of 10 years or more;
7

8 ☐ Felony, with two prior convictions in above categories;
9

10 ☒ Felony that involves a minor victim or that involves the possession or
11 use of a firearm or destructive device as those terms are defined in 18 U.S.C.
12 § 921, or any other dangerous weapon, or involves a failure to register under
13 18 U.S.C. § 2250;
14

15 ☐ A serious risk the Defendant will flee; and
16

17 ☐ A serious risk the Defendant will obstruct or attempt to obstruct
18 justice.
19

20 2. Reason for Detention

21 The Court should detain the Defendant because there is no condition or
22 combination of conditions which will reasonably assure (check one or both):
23

24 ☒ The Defendant's appearance as required; or
25

26 ☒ The safety of any other person and the community.
27
28

3. Rebuttable Presumption.

The United States

☒ will

☐ will not

invoke the rebuttable presumption against the Defendant under 18 U.S.C. § 3142(e).

If the United States is invoking the presumption, it applies because there is probable cause to believe the Defendant committed:

☐ Drug offense with maximum penalty of 10 years or more;

☒ An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

☐ An offense under 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed;

☐ An offense under chapter 77 of Title 18, United States Code, for which a maximum term of imprisonment of 20 years or more is prescribed;

☐ An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425;

☐ Other circumstances as defined in 18 U.S.C. § 3142(e)(2).

1 4. Time for Detention Hearing

2 The United States requests that the Court conduct the detention hearing:

3
4 ☐ At the first appearance, or

5 ☒ After a continuance of three days.

6
7 5. No Contact Order

8 The United States further requests, in addition to pretrial confinement, that
9
10 the Defendant be subject to the following condition:

11 The Defendant shall have no contact whatsoever, direct or indirect, with any
12
13 persons the Defendant knows or reasonably should know are or may become a
14 victim or potential witness in the subject investigation or prosecution. Prohibited
15 forms of contact include, but are not limited to, telephone, mail, email, text, video,
16
17 social media, and/or any contact through any third person or parties.

18 Dated: November 8, 2022.

19
20 Vanessa R. Waldref
21 United States Attorney

22 s/ Michael J. Ellis
23 Michael J. Ellis
24 Assistant United States Attorney

CERTIFICATE OF SERVICE

I hereby certify that on November 8, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to Defendant's counsel of record, if any have been appointed or retained.

s/ Michael J. Ellis
Michael J. Ellis
Assistant United States Attorney